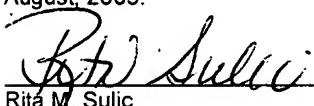


CERTIFICATE OF MAILING

I hereby certify that this **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP PCT, Commissioner of Patents, P.O. Box 1450, Arlington, VA 22313-1450 on this 15th day of August, 2005.


Rita M. Sulic

#4

**PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : Stephen T. Cook, et al.
FOR : CONTAINER AND CLOSURE
SERIAL NO. : 10/519,613 (International No.
PCT/US03/020283)
INTERNATIONAL FILING DATE : June 26, 2003
EXAMINER : Unknown
ART UNIT : Unknown
CONFIRMATION NO. : 9383
ATTORNEY DOCKET NO. : DSGZ 2 00025

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP PCT
Commissioner for Patents
P. O. Box 1450
Arlington, VA 22313-1450
Attn.: RO/US

Dear Sir:

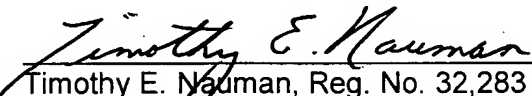
Responsive to the Notification of Missing Requirements (copy attached hereto) mailed June 14, 2005, Applicants submit an executed Declaration and Power of Attorney.

The \$65.00 fee in payment of the surcharge required under 37 CFR 1.16(e) for filing the Declaration later than the filing date of the application is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose. If the credit card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

August 15, 2005
Date


Timothy E. Nauman, Reg. No. 32,283
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

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UNITED STATES PATENT AND TRADEMARK OFFICE

FAY, SHARPE, FAGAN,
 MINNICH & MCKEE, LLP

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| | | |
|---|---|----------------------------------|
| U.S. APPLICATION NUMBER NO. 10/519,613 | FIRST NAMED APPLICANT Stephen T Cook | ATTY. DOCKET NO. DSGZ 2 00025 |
|---|---|----------------------------------|

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| INTERNATIONAL APPLICATION NO. PCT/US03/20283 |
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| I.A. FILING DATE 06/26/2003 | PRIORITY DATE 06/26/2002 |
|--------------------------------|-----------------------------|

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 Fay Sharpe Fagan Minnich & McKee
 1100 Superior Avenue
 7th Floor
 Cleveland, OH 44114

CONFIRMATION NO. 9383
 371 FORMALITIES LETTER
 OC000000016269138
 OC000000016269138

Date Mailed: 06/14/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/24/2004
- Copy of the International Search Report filed on 12/24/2004
- Preliminary Amendments filed on 12/24/2004
- Request for Immediate Examination filed on 12/24/2004
- U.S. Basic National Fees filed on 12/24/2004
- Priority Documents filed on 12/24/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

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 On: 6/24/05 By: ATK

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

DOCKETED

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/519,613 | PCT/US03/20283 | DSGZ 2 00025 |

FORM PCT/DO/EO/905 (371 Formalities Notice)